

Hellerstein

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

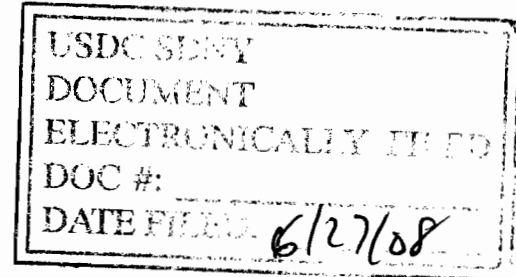
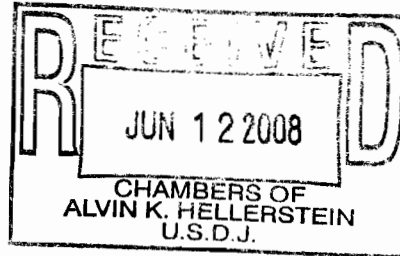
DUNKIN' DONUTS FRANCHISED :  
RESTAURANTS LLC, :  
DD IP HOLDER LLC and :

Plaintiffs, :

v. : Case No. 08-CV-3970 (AKH)

JAISRIKAR 2, INC., :

Defendant. :



**DEFAULT JUDGMENT**

NOW, upon motion of O'ROURKE & DEGEN, PLLC, attorneys for Plaintiffs, it is

**ORDERED AND ADJUDGED**, that Plaintiffs' motion for a default judgment is hereby granted; and it is further

**ORDERED, ADJUDGED AND DECREED**, that the Franchise Agreement dated May 10, 2004 between Plaintiff Dunkin' Donuts Franchised Restaurants LLC and Defendant Jaisrikar 2, Inc. authorizing it to operate a Dunkin' Donuts franchise at 105 West 125th Street, New York, New York is hereby declared terminated and of no further force and effect, as of April 25, 2008, except insofar as the same shall continue to have validity upon its termination; and it is further

**ORDERED, ADJUDGED AND DECREED**, that Jaisrikar 2, Inc., its agents, servants and all persons acting on its behalf are enjoined and restrained from using, displaying, or otherwise infringing upon the trademarks, trade names and trade dress of Dunkin' Donuts and Baskin-Robbins; or using or displaying any other name, mark or trade dress that is confusingly similar to the trademarks, trade names and trade dress of Dunkin' Donuts or from otherwise committing acts of infringement and unfair competition against Plaintiffs in violation of the Lanham Act at their business at 105 West 125th Street, New York, New York; and it is further

**ORDERED, ADJUDGED AND DECREED**, that <sup>an inquiry</sup> ~~a hearing~~ <sup>will be</sup> ~~be held~~ on damages at the

~~Courthouse located at 500 Pearl Street, New York, New York, at M. on the day of~~

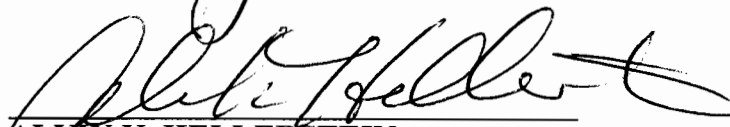
held by Hon. Henry P. TAMM, USMJ, at a date and place  
to be assigned, and to recommend and report thereon.

~~\_\_\_\_\_~~, 2008, and it is further

**ORDERED**, that Plaintiffs' attorneys serve a copy of this Default Judgment upon Defendant by first class mail on or before the 3<sup>rd</sup> day of July, 2008.

✓  
Dtd: NYC, NY

6/27, 2008

  
**ALVIN K. HELLERSTEIN**  
United States District Judge

